

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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|-------------------------------|---|-----------------------------|
| AZER SCIENTIFIC INCORPORATED, | : | |
| Plaintiff, | : | |
| | : | |
| v. | : | Civil No. 5:21-cv-02972-JMG |
| | : | |
| QUIDEL CORPORATION, | : | |
| Defendant. | : | |

ORDER

AND NOW, this 5th day of December 2023, upon consideration of Defendant's Motion for New Trial Under Rule 59 (ECF No. 148) and Plaintiff's Response in Opposition (ECF No. 151) **IT IS HEREBY ORDERED** that Defendant's Motion (ECF No. 148) is **DENIED**.

BY THE COURT:

/s/ John M. Gallagher
JOHN M. GALLAGHER
United States District Court Judge